

State of New York
Supreme Court, Appellate Division
Third Judicial Department
518-471-4777

SESSION CALENDAR FOR WEDNESDAY, OCTOBER 18, 2023

1:00 P.M. SESSION

CL A PR CE F

BENCH POSITION: Ceresia, J., Aarons, J., Clark, J.P., Pritzker, J., Fisher, J.

Please notify the Clerk's Office at least 24 Hours PRIOR to argument of any changes to this calendar, including submissions and attorney changes.

When a cause is argued or submitted to the court with four justices present, it shall, whenever necessary, be deemed submitted also to any other duly qualified justice of the court, unless objection is noted at the time of argument or submission (Practice Rules of the Appellate Division, Rule 1250.1 [b]).

Calendar No.	Case No.	Title	Time Allocated
(1)	533526 534233	BREEN v BREEN	SUB
(2)	112253	PEOPLE v JOHN THAXTON Appellant - Carolyn B. George, Esq. [Assigned] (John Thaxton) Respondent - Daniel J. Young, Esq. Albany County District Attorneys Office (The People of the State of New York)	10 10
(3)	112252	PEOPLE v JOHN THAXTON Appellant - Carolyn B. George, Esq. [Assigned] (John Thaxton) Respondent - Daniel J. Young, Esq. Albany County District Attorneys Office (The People of the State of New York)	10 10
(4)	536110 CV-22-2266	MATTER OF CORTEX TELEVISION LLC v NEW YORK STATE DEPT. OF HEALTH Appellant - Judith L. Swartz, Esq. Emmet, Marvin & Martin (Cortex Television) Respondent - Beezly J. Kiernan, Esq. Office of the New York State Attorney General (New York State Department of Health)	10 10
(5)	CV-22-2357	MATTER OF WHITFIELD v FOIL APPEALS OFFICER Appellant - John Whitfield, Self-represented Respondent - Jonathan D. Hitsous, Esq. Office of the New York State Attorney General (FOIL Appeals Officer, et al.)	SUB 10

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Calendar No.	Case No.	Title	Time Allocated
(7)	110134 535934	PEOPLE v SAMPSON COX <i>Appellant</i> - Eric M. Galarneau, Esq. [Assigned] (Sampson Cox) <i>Respondent</i> - Joan Gudesblatt Lamb, Esq.	10 SUB
(8)	113139	PEOPLE v BREONNA GADDY <i>Appellant</i> - Adam G. Parisi, Esq. [Assigned] (Breonna Gaddy) <i>Respondent</i> - Jaime A. Douthat, Esq.	10 SUB
(6)	CV-22-1977	MATTER OF ESTATE OF ANNE S. URBAN <i>Appellant</i> - John J.E. Markham, II, Esq. Markham Read Zerner, LLC (Thomas Lagan) <i>Respondent</i> - Kate H. Nepveu, Esq. Office of the New York State Attorney General (Attorney General of the State of New York)	<u>Remote</u> 10 <u>In Person</u> 10
(9)	533523	MATTER OF ESTATE OF TIMM	SUB
(10)	112580	PEOPLE v ARSHEEN MONTGOMERY	SUB
(11)	CV-22-2021	MATTER OF AYESHA E. v EDWARD F.	SUB
(12)	110489 113004 113549	PEOPLE v TAYLOR JOHNSON	SUB
(13)	536126	MATTER OF O'DONOGHUE v DINAPOLI	SUB
(14)	535832	MATTER OF ROMERO v CAPITAL CONCRETE	SUB
(15)	111553B	PEOPLE v SHACREAM MORRIS-CALDWELL	SUB